CONTENTS

CLEAR STATEMENT PRINCIPLES AND NATIONAL SECURITY: HAMDAN AND BEYOND 1
Cass R. Sunstein

A NOTE ON RUMSFELD V FAIR AND THE LEGAL ACADEMY 47
Richard A. Posner

THE FEDERAL JUDICIAL POWER AND THE INTERNATIONAL LEGAL ORDER 59
Curtis A. Bradley

HARMONIZING WORK AND CITIZENSHIP: A DUE PROCESS SOLUTION TO A FIRST AMENDMENT PROBLEM 115
Cynthia Estlund

FULL OF SURPRISES—AND MORE TO COME: RANDALL V SORRELL, THE FIRST AMENDMENT, AND CAMPAIGN FINANCE REGULATION 173
Lillian R. BeVier

OVERLAPPING AND UNDERLAPPING JURISDICTION IN ADMINISTRATIVE LAW 201
Jacob E. Gersen

INTERSTATE SOVEREIGN IMMUNITY 249
Ann Woolhandler

APPRENDI'S DOMAIN 297
Jonathan F. Mitchell

STATE SOVEREIGN IMMUNITY AND CONGRESS'S ENFORCEMENT POWERS 353
John Harrison

PRESIDENTS, SENATES, AND FAILED SUPREME COURT NOMINATIONS 401
Keith E. Whittington